Affidavit of Laurence V. Cronin

Exhibit HH

Gracie Gunther Senior Claim Manager

PRECEIVED TOPS

CIGNA Group Insurance
Life · Accident · Disability

Routing D212 12225 Greenville Ave.

Facsimile 860-731-3238

gracie.gunther@cigna.com

Telephone 800-352-0611, Ext.

Suite 1000 Dallas, TX 75243

717Ô

March 22, 2006

ESQUIRE DEPOSITION SERVICES 1700 PACIFIC AVE SUITE 4750 DALLAS, TX 75201

RE:

Claimant

:

Policy Keys

Hestal Lipscomb SHD 985005

Account Name

**EDS** 

Administered by

Life Insurance Company of North America

To Whom It May Concern:

Enclosed are the documents requested in your subpoena dated March 17, 2006. Should you have any questions, please feel free to contact me.

Sincerely,

Gracie Sumber

EXHIBIT NO.\_\_\_\_

**LINA-001** 

RECEIVED
MAR 2 4 2006

AO 88 (Rev. 1)	(/91)	Subpoena	in	a Civil	Ca
	-				

# **United States District Court**

N	ORT	HE	٤N

DISTRICT OF

**TEXAS** 

HESTAL LIPSCOMB,

Plaintiff,

SUBPOENA DUCES TECUM

v.

CASE NUMBER: 05-477 SLR

**ELECTRONIC DATA SYSTEMS** CORPORATION.

Defendant.

TO:

Life Insurance Company of North America

12225 Greenville Avenue

Suite 1000

Dallas, TX 75243

ATTN: Gracie Gunther

□ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

X YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

**Esquire Deposition Services** 1700 Pacific Avenue, Suite 4750 Dallas, TX 75201

DATE AND TIME

Monday, April 3, 2006 at 10:00 a.m.\*

X YOU ARE COMMANDED to produce and permit inspection and copying of the following documents at the place, date, and time specified below (list documents): All documents identified on the attached Exhibit A. \*Attendance at the deposition will be waived if the deponent produces the requested documents on or before April 3,

PLACE

**Esquire Deposition Services** 1700 Pacific Avenue, Suite 4750

Dallas, TX 75201

DATE AND TIME

Monday, April 3, 2006 at 10:00 a.m.

O YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure/\$0(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF

DATE

Attorney for Plaintiff

March 17, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Laurence V. Cronin (ID No. 2385), Smith, Katzenstein & Furlow LLP, 800 Delaware Avenue, P.O. Box 410, Wilmington, DE 19899 (302) 652-8400

(See Rule 45, Federal Rules of Civil Procedure, Parts C&D on Reverse)

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SERVED	DATE	PLACE				
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SERVED BY (PRINT NAME)		TITLE				
I declare unde	er penalty of perjury under the	he law of the State of Delaware that the foregoing information				
	f of Service is true and con	rect.				
Executed on	DATE	SIGNATURE OF SERVER				
AD	DRESS OF SERVER	·				

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

#### (c) Protection of Persons Subject to Subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The Court shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the Court. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the Court shall quash or modify the subpoena if it

- (i) fails to allow reasonable time for compliance,
- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c)(3)(B)(iii) of

this rule, such a person may in order to attend trial be commanded to travel from any such place with the State in which the trial is held, or

- (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
  - (iv) subjects a person to undue burden.

(B) If a subpoena

- (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- (ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or
- (iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the Court may order appearance or production only upon specified conditions.

#### (d) Duties in Responding to Subpoena.

- (1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.
- When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

#### **EXHIBIT A**

#### **DEFINITIONS**

The term "document(s)" set forth in this request refers to all writings of any kind, including the originals and all nonidentical copies, whether different from the original by reason of any notation made on such copies or otherwise, including without limitation, correspondence; memoranda; notes; diaries; statistics; letters; materials; orders; directives; interviews; telegrams; minutes; reports; studies; statements; transcripts; summaries; pamphlets; books; interoffice and intraoffice communications; notations of any sort of conversations, telephone calls, meetings or other communications; bulletins; printed matter; teletype; telefax; worksheets; and all drafts, alterations, modifications, changed and amendments of any of the foregoing; graphic or aural recordings or representations of any kind including without limitation, photographs, charts, graphs, microfiche, microfilm, videotape, records, motion pictures; and electronic, mechanical, or electrical recordings or representations of any kind, including without limitation, tapes, cassettes, cartridges, discs, chips, electronic mail and records.

"STD" refers to short term disability.

"FMLA" refers to Family and Medical Leave Act.

"EDS" refers to Electronic Data Systems Corporation.

#### **DOCUMENTS REQUESTED**

- 1. All documents that refer or relate to Hestal Lipscomb's attempts to obtain either STD benefits or FMLA leave in 2004 while employed by EDS.
- 2. All documents that identify or disclose information about documents received by facsimile number 800-325-1016 on June 21, 2004. This request includes, but is not limited to, any 10012182.WPD

logs, activity reports, confirmations, computer printouts or other means of recording information about the documents received by facsimile at that number.

## Rudeen, Kimberlee (Kim)

From: Sent:

Rudeen, Kimberlee (Kim) 212 Wednesday, June 02, 2004 11:53 AM 'tracey.eaddy@eds.com' Hestal Lipscomb

o: Subject:



ERISAdenialtoHR.d oc (32 KB)

**Electronic Data Systems** 

Kim Rudeen, FLMI, ACS Sr. Case Manager Dallas Claims Service Center

June 2, 2004

Tracey Eaddy



Routing 212
12225 Greenville Ave
Ste 1000
Dallas, Texas 75243
Telephone 800.352.0611 ext.
6508
Facsimile 860.731.3511
Kim.rudeen@cigna.com

Re:

Claimant:

Hestal Lipscomb

Employee ID:

01071260

Policy #:

SHD 985005

Employer:

Electronic Data systems

Administered By: Life Insurance Company of North America

Dear Tracey,

We have completed our review of the above Short Term Disability claim and regretfully, benefits have been denied. It was our determination that Hestal failed to provide medical information to support her time off work.

Hestal has been provided a detailed explanation of the denial, including appeal rights. Hestal must submit her request for appeal within 15 days of the date of this letter.

If either you or your employee has any questions, please contact me at 1.800.352.0611 ext. 6508. My normal office hours are 8:30am to 5:00pm Central Standard Time.

Sincerely,

Kim Rudeen, FLMI, ACS Sr. Case Manager

Case 1:05-cv-00477-SLR Document 38-23 Filed 07/03/2006 Page 9 of 39001

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Dallas, TX 75243 Phores: 1,800.352.6593 Fax: 1,860.731.3511

## Cigna Disability Management



Kim Rudeen

To:	Symphuel Anderson	From	12	Kim Rudeen	
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12225 Greenville Avenue Ste 1000 Dallas, TX 75243 Phone: 1.800.352,6593 Fax: 1.860.731.3511

# Cigna Disability Management



To:	Symphuel Anderson	Fro	m:	Kim Rudeen	
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ls per yo	our request, these letters are	being faxed to you.			

Kim Rudeen, FLMI, ACS Sr. Case Manager Dallas Claims Service Center

June 2, 2004

HESTAL LIPSCOMB 3111 W 2ND STREET 1<sup>ST</sup> FLOOR WILMINGTON DE 19805

GNA Group Insurance Life · Accident · Disability

Routing 212 12225 Greenville Ave., Ste. 1000 Dallas, Tx 75243 Telephone 1.800.352.0611 ext. 6508 Facsimile 860.731.3511 Kim.rudeen@Cigna.com

Re: Claimant:

Hestal Lipscomb

Employee ID:

01071260

Policy Number: Employer:

SHD 985005

Administered by:

Electronic Data Systems Life Insurance Company of North America

Dear Ms. Lipscomb,

This letter is in reference to your claim for Short-Term Disability benefits. The following information previously requested from you/your doctor has not been received to date:

Confirmation of the surgical procedure you underwent

medical information from Dr. Kraut to support your time off work

your signed authorization to release medical information and proof of loss form

Under the EDS Short-Term Disability Plan, your medical provider must provide documentation and any related necessary information that validates your medical inability to work, within 15 days of when your

We have attempted to contact you by phone on 5/27/04 and 6/1/04, without response. On 5/27/04 we requested that Dr. Kraut provide us with the medical information regarding your treatment and reason for being off work. As of this writing we have not received any medical information to support your time off work, nor have we received your signed authorization to allow your doctor to respond to our request for information. Without medical information to support your time off work we are unable to consider any benefits payable on your claim and we must deny your request for benefits.

If you feel that this determination is incorrect, we will review any evidence you may wish to submit which will support your claim. If the information warrants, we may alter our determination.

You may request a review of this denial by writing to the attention of the representative signing this letter

Life Insurance Company of North America 12225 Greenville Ave. Suite 1000 Dallas, TX 75243

The written request for review must be sent within 15 days of the date of this letter and state the reasons why you feel your claim should not have been denied. Please include any medical evidence, which

supports your continuting disability. Medical evidence includes, but is not limited to physician's office notes, hospital records, consultation reports, test result reports, therapy notes, physical and/or mental limitations (i.e. Functional Capacities Testing), treatment history including a list of prescribed drugs along with their dosages, frequency and response, etc. Please be advised that you are entitled to access of relevant documents, records, and other information that was used to make this determination. This information will be supplied upon your request.

Under normal circumstances, you will be notified in writing of the final decision within 45 days of the date your request is received. If there are special circumstances requiring delay, you will be notified of the reason for delay within 45 days of the date your request is received. A final decision will be made no later than 90 days after your request is received.

Your leader will discuss with you any reimbursement to EDS for disability benefits that were over paid to you as a result of the denial or closure of your claim.

This letter should not be construed as a waiver of any rights or defense under the plan. This determination has been made in good faith and without prejudice under the terms and conditions of the plan, whether or not specifically mentioned herein. Should you have any information, which would prove contrary to our findings, please feel free to submit it to us. We will be pleased to review any supportive information you wish to submit.

Although your STD claim has been denied, you may be eligible for leave under the Family Medical Leave Act (FMLA). If eligible, you will receive information under separate cover from CIGNA Leave Solutions. 178-8458.

Should you have any questions, please feel free to contact me at 1.800.352.0611 ext. 6508. My normal office hours are Monday through Friday, 8:30 to 5:00, Central Standard Time.

Thank you,

Kim Rudeen, FLMI, ACS Sr. Case Manager

Charlene Crowder
Case Manager
Dallas Claims Service Center

May 4, 2004

LIPSCOMB, HESTAL 3111 WEST 2ND STREET 1ST FLOOR WILMINGTON, DE 19805

Re: Claimant:

LIPSCOMB, HESTAL

Employee ID: Policy Number:

01071260 SHD 985005

Employer:

Electronic Data Systems

Administered by:

Life Insurance Company of North America

Dear Ms. Lipscomb

We acknowledge receipt of your claim for Short Term Disability (STD) benefits. We will do everything we can to ensure your satisfaction and to make this process as simple as possible during this time.

In order to make a determination about short-term disability benefits, we must obtain medical information to verify your diagnosis and current functional abilities, and your current treatment plan. We are requesting information from Dr. Johnathan Kraut. In the event that we are unable to obtain this medical information, it is your responsibility to provide us with the required information. Please contact your physicians and ask that they cooperate with us and respond to our requests as soon as possible. If we do not receive the information needed by 05/19/2004, we will make a decision based on the information in our file.

To expedite the processing of your claim, please sign and fax the enclosed Disclosure Authorization and EDS Reimbursement Agreement to us as soon as possible at 860 731 3511. We may be unable to obtain medical information relevant to your claim without a signed Disclosure Authorization form. If we cannot get this information, we cannot make a determination on your claim and any potential benefit payments may be delayed or denied. We also ask that you review and sign the enclosed claim form (if any information is missing or incorrect, please change it on the form) and return it to us at the address listed

Please be aware that if you are employed in California, New Jersey, or Rhode Island, you are entitled to and are expected to apply for State Disability Benefits directly with the state. We will assume that you are receiving disability benefits under the state program unless you provide us with proof that your claim under the state plan has been denied because you are not eligible for benefits. We will appropriately reduce any benefit payable under the EDS Short-term disability plan by the calculated state disability entitlement. For information regarding how to file for disability benefits under the CA, NJ or RI state disability plan, please see the EDS benefits website.

If you are employed in Hawaii or New York, you do not need to file for benefits under the state disability plan. CIGNA Group Insurance will handle claims under the state plans for employees working in Hawaii and New York, and will coordinate any payments under the state plan with any benefits payable under the EDS STD plan.

Routing 212 12225 Greenville Ave \_Ste 1000 Dallas, Texas 75243 Telephone 800.352.0611 ext. 5686 Facsimile 860.731.3511 Charlene.Crowder@cigna.com

Name   HESTAL LIPSCOMB   DOB   Account Name   ELECTRONIC DATA SYSTEMS   Account # SHD0985005   Incurred Date   Claim Manager   Charlene Crowder   Incident #   1191446   Claim Eff Dt-Statu   Type   Outgoing   Date   05/27/2004 03:27 PM   User ID   First Name   tracey   Last Name   eaddy   Role   Employer   Specify Other   Supervisor   Call Reason   Employer Inquiry   Action Taken   Issue Resolved   Call Summary   O5/27/2004 1522 CST tct Supervisor Tracey Eaddy   302.454.7622, asked for JD   requirements mail room clerk, opens mail, sorts, metering of mail, delivers   usually envelopes. sedentary to light duty. States that they can accommodate   work arrangements if necessary. NCM to fu after medical obtained. Sharon Recommodate   Sharo	Start Date:	•	Contact 05/27/20	04		Due D	ate:		0
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Charlene Crowder

Assigned To: Sharon Reeves

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Page 1 of 6

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Details				
Requestor Name	TRACEY	EADDY	Phone	(302)454-7622
Employee Name	HESTAL	LIPSCOMB	Phone	(302)655-8973
Account Name	ELECTRO	ONIC DATA SYSTEMS (EDS)	Claim Type	
		Requestor Information - Employe or Information - Condition Information	e Information	- Employer Inform
Requestor Inform	ation			
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Received Date		04/30/2004		•
Role		Employer		-
First Name		TRACEY	_	
Last Name		EADDY	<del></del>	
Phone Number		Type Other Phone	Number	(302) 454-7622
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Address Line 2		1ST FLOOR	-	-
Zip Code		19805	•	
City		WILMINGTON	•	•
State/Province		DELAWARE	•	
Country		United States	•	*
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Phone Number 1		Home	(302) 655-89	
hone Number 2		Work	(302) 454-76	22
Phone Number 3				
hone Number 4				

Filed 07/03/2006

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Case 1:05-cv-00477-SLR

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Case 1:05-cv-00477-SLR

Status: Completed Assigned To: Timothy Wilson

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TRANSMITTED/STORED : MAY. 7. 2004 10:53AM -ILE MODE

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REASON FOR ERROR E-1) HANG UP OR LINE FAIL E-3) NO ANSWER LINE FAIL

E-2) BUSY E-4) NO FACSIMILE CONNECTION

# Facsimile Transmission Cover Sheet

GNA Group Insurance

Transmit to FAX number 302-428-6403	Os/07/04	Time (including this sheet) :	Total number of pages
Name		From	
Dr. Emily Jane Penman		Name Charlene Crowder	
Phone 302-428-4413 Address		Department Fax: 1.800.325.7016 Phone (800) 352-0611, ext. 5686	
Patient Hestal Lipscomb DOB:	EDACTED_	Address D212 12225 Greenville Ave Suite 1000 Dallas, Texas 75243	

We are currently evaluating a Short Term Disability claim for the above named patient. In order to make a determination on extending your patients disability benefits we need the following please:

What is the current diagnosis? What was the first date of treatment for current diagnosis?

What is the first day the doctor certified the patient disabled? Hospitalized/ dates:

What are the current limitations/restrictions that prevent or prevented the patient from working?

### Please send copies of all current test results and office notes from April 2004 through the present.

What are the current treatment plan goals and when do you anticipate a full time return to work?

What is next office visit?

Please list medications and test to be done.

hank you for your cooperation in this matter. Should you have any other further questions, please do not hesitate to contact ne. To expedite the processing of the claim, we ask that you respond to our request via facsimile 1.800.325.7016.

incerely, harlene Crowder ase Manager

CONFIDENTIALITY NOTICE: If you have received this factimile in error, please immediately notify the sender by telephone at the number above. The documents accompanying this factimile transmission contain confidential information. This information is intended only for the use of the salvidual(s) or entity named above. Thank you for your compliance.

[ ] Acknowledgment Requested

To Fax a reply, dial : (800) 325.7016

## Facsimile Transmission Cover Sheet



Transmit to FAX number 302-428-6403	Date 05/07/04	Time (including this sheet):	Total number of pages 1		
То		From			
Name <b>Dr. Emily Jane Penman</b>		Name Charlene Crowder			
Company Phone 302-428-4413		Department Fax: 1.800.325.7016 Phone (800) 352-0611, ext. 5686			

Patient: Hestal Lipscomb

We are currently evaluating a Short Term Disability claim for the above named patient. In order to make a determination on extending your patients disability benefits we need the following please:

What is the current diagnosis? What was the first date of treatment for current diagnosis?

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What are the current limitations/restrictions that prevent or prevented the patient from working?

### Please send copies of all current test results and office notes from April 2004 through the present.

What are the current treatment plan goals and when do you anticipate a full time return to work?

What is next office visit?

Please list medications and test to be done.

Thank you for your cooperation in this matter. Should you have any other further questions, please do not hesitate to contact me. To expedite the processing of the claim, we ask that you respond to our request via facsimile 1.800.325.7016.

Sincerely,

Charlene Crowder Case Manager

**LINA-026** 

CONFIDENTIALITY NOTICE: If you have received this facsimile in error, please immediately notify the sender by telephone at the number above. The documents accompanying this facsimile transmission contain confidential information. This information is intended only for the use of the individual(s) or entity named above. Thank you for your compliance.

CIGNA Group Insurance products and services are provided exclusively by underwriting subsidiaries of CIGNA Corporation, including Life insurance Company of North America, CIGNA Life insurance Company of New York, and Connecticut General Life Insurance Company. "CIGNA" is used to refer to these subsidiaries and is a registered service mark.

[ ] Acknowledgment Requested

To Fax a reply, dial: (800) 325.7016

## **Short Term Disability**

## **Proof of Loss**

CIGNA Grou isurance Life . Accident . Disability

Life Insurance Company of North America Connecticut General Life Insurance Company CIGNA Life Insurance Company of New York



FRAUD WARNING: Any Person who knowingly and with intent to defraud any insurance company or other person: (1) files an application for insurance or statement of claim containing any materially false information; or (2) conceals for the purposes of misleading, information concerning any material fact, commits a fraudulent insurance act. For residents of the following states, please see the reverse side of this form: California, Colorado, District of Columbia, Florida, Kentucky, Maryland, Minnesota, New Jersey, New York, Oregon, Pennsylvania, Tennessee, Texas, or Virginia.

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### Integrated Disability Management Disclosure Authorization for Disability and Workers' Compensation

Life assurance Company of North America Connecticut General Life Insurance Company CIGNA Life Insurance Company of New York ACE American Insurance Company

FRAUD WARNING

Any person who, knowingly and with intent to defraud any insurance company or other person: (1) files an application for insurance or statement of claim containing any materially false information; or (2) conceals for the purpose of misleading, information concerning any material fact thereto, commits a fraudulent insurance act. For residents of the following states, please see the reverse side of this form: California, Colorado, District of Columbia, Florida, Maryland, New Jersey, New York, Pennsylvania, Oregon or Virginia.

Claimant's Name (Please Print):	
plan, insurance company, health maintenance organize companies named below (Companies) or the Plan Administratives, any medical and nonmedical information or health history, or regarding any advice, care or treasured include, but is not limited to: cause, treatment, diagnoses or advice regarding my physical or mental condition, or on the limited to, information concerning: mental illness, psy related testing, infection, illness, and AIDS (Acquired Immand genetic testing. If my plan administrator sponsors both and a medical plan of any type written by another CIGNA may also be given to any CIGNA Company which administrator any claim that may be submitted.	practitioner, hospital, clinic, other medical facility, professional isociation, medical examiner, pharmacy, employee assistance ation or similar entity to provide access to or to give the strator or their employees and authorized agents or authorized or records that they may have concerning my health condition the theoretic timent provided to me. This information and/or records may prognoses, consultations, examinations, tests, prescriptions there information concerning me. This may also include, but it is chiatric, drug or alcohol use and any disability, and also Hive the disability plan underwritten or administered by Companies and company, the information and records described in this formatisers such medical or disability benefits for the purpose of my behalf for benefits, for evaluating return to employment in the plan. This information may also be extracted for use in
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eligibility for disability and/or workers' compensation benefit and to administer any other feature described in the plan valid and apply to all records, information and events that months. A photocopy of this form is as valid as the original my representative may revoke this authorization at any time. The information obtained will not be disclosed to anyone E Bureau, Inc., which operates Health Claim Index (HCI); performing business, medical or legal functions with responsistance to the Companies under its Social Security employment discussions; e) for audit or statistical purpose further authorize. A valid authorization or court order for information of the companies and the court of the companies of the companies of the court order for information or court order	d as part of the proof of claim and will be used to determine ts, any amounts payable, return to employment opportunities, with respect to the Claimant. This authorization shall remain to occur over the duration of the claim, but not to exceed 24 and I or my authorized representative may request one. I or as as it applies to future disclosures by writing the Companies. CXCEPT: a) reinsuring companies; b) the Medical Information c) fraud or overinsurance detection bureaus; d) anyone ect to the claim or the plan, including any entity providing Assistance Program and employers involved in return to es; f) as may be required or permitted by law; g) as I may remation does not waive other privacy rights.
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Life Insurance Company of North America Connecticut General Life Insurance Company CIGNA Life Insurance Company of New York ACE American Insurance Company

ESIS, Inc.

# CIGNA Group surance Disability Manageme Solutions



# Frequently Asked Questions For Claimants

#### **Intake Questions**

## What happens after I file my claim?

After you file your claim, your case manager may contact you by phone to discuss the claim process, or in some cases, contact you by letter. If your disability absence is planned for the future, you will receive a "future claim letter" acknowledging your anticipated disability and asking you to contact us on your last day of work before your disability begins. You will be asked to sign a release of information for your doctor (which you can download from our website www.CIGNA.com), so we can obtain your medical reports.

Your employer will be contacted for eligibility information and a description of your job requirements to help us determine if you are eligible for benefits and how long your absence may be. Our goal is to help you return to a productive work environment and to assist you in the process.

## Who contacts my doctor? Do I need to call my doctor?

Depending on the type of disability claim, we may need medical information from your doctor. If so, you should contact your doctor's office and ask them to send us your medical information. During the first three to obtain medical information.

# What will I receive in the mail from CIGNA Group Insurance, and when?

You should receive an acknowledgement packet with a copy of your claim form, a release of information and this FAQ in a week to ten (10) days. To expedite your claim, CIGNA Group Insurance asks that you make any corrections to your claim form and return it along with the signed release of information form, to your case manager. If you do not receive your claim form in 10 days, you should contact your case manager to obtain another copy.

## How long will it take to make a decision about my claim?

Once we get the necessary information from your employer and your doctor, we will reach a decision on your claim as soon as possible, generally within 10 days for short-term disabilities and 25 days for long-term disabilities.

## What will delay a decision on my claim?

A delay in receiving any of the following can delay our decision and consequently delay payment to you:

- Verification of your eligibility for benefits from your employer;
- A signed authorization to release information from you; or
- Medical information from your doctor

..GNA" and "CIGNA Group Insurance" are registered service marks and refer to various operating subsidiaries of CIGNA Corporation. Products and services are provided by these subsidiaries and not by CIGNA Corporation. These subsidiaries include Life Insurance Company of North America, CIGNA Life Insurance Company of New York, and Connecticut General Life Insurance Company.

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# CIGNA Group surance Disability Manageme . Solutions



# Frequently Asked Questions For Claimants

#### **Payment Questions**

## How much money will I get paid? How often will I get paid?

This is different for every employer's benefit plan. Disability benefits may be a percentage of your weekly or monthly income, or a set amount. Your case manager or Human Resources representative can tell you what benefits you are entitled to receive, and when your benefits start. Depending on your employer's benefit policy your checks may be issued on a weekly, bi-weekly, or monthly basis. Checks are generally issued at the end of each payment period.

For example, if your benefits are due to begin on July 15 and are paid on a weekly basis, you should receive your first check for the period of July 15 through July 21 on or around July 21. If your benefits are paid on a monthly basis, you should expect your first check for the period of July 15 through August 14 on or around August 14. Benefits will be issued in a similar manner for the duration of your claim. You can also check your employee benefits booklet or summary plan description to confirm your specific benefit amount, as well as any other income that would reduce your benefit amount.

### How long will my benefits last?

It depends on your employer's benefit plan, on continuing evidence that your condition prohibits you from being able to work, and on evidence that you remain entitled to benefits. If your claim is approved, and if CIGNA Group Insurance issues your benefits, the approval letter will address the amount and duration of our benefits. If your employer issues your benefits, you'll be advised of the approval duration in the letter, nowever, you should also contact your local human resources department for the amount of your benefits.

#### Can I have direct deposit?

Direct deposit is available for fully insured long-term disability benefits as long as your bank has the capability to participate in direct deposit programs. It is not available for short-term disability benefits, or if your employer's long-term disability plan is administrative services only. If you wish to have your benefits directly deposited into your checking or savings account, you can contact your case manager and make this request. Once we receive your request, it may take 4 to 6 weeks to activate direct deposit. A form will be mailed to you for you to complete, and return to our office. Once received, your benefit payment method will be updated. If your employer issues benefits to you directly, then you would need to contact your local Human Resources representative for this option. In some cases, we may not be able to accommodate your request (i.e., if you are to return to work in a few days, this option may not be feasible).

#### Is my benefit taxable?

Your benefit or a portion of it may be taxable. If your employer pays the premiums for your disability benefits it may be taxable to you. If you pay the premiums on a post-tax basis it may not be taxed. If you and your employer share the cost of the premiums, the portion of the premium that is paid on a pre-tax basis may be taxable to you. Contact your Human Resources department and your tax advisor for more information about the tax effects of your specific benefit plan.

3NA" and "CIGNA Group Insurance" are registered service marks and refer to various operating subsidiaries of CIGNA Corporation. Products and services are provided by these subsidiaries and not by CIGNA Corporation. These subsidiaries include Life Insurance Company of North America, CIGNA Life Insurance Company of New York, and Connecticut General Life Insurance Company.

# Agreement to Reimburse Overpayment of Disability Benefits

EDS employees applying for Disability Benefits through CIGNA are required to sign the Agreement to Reimburse Overpayment of Disability Benefits below ("Agreement").

Failure to sign and return the Agreement to CIGNA within 15 days of the date on the enclosed letter will result in the immediate denial of all shortterm disability (STD) benefits.

I agree to reimburse EDS for any overpayment of disability income benefits I receive under the EDS Short-Term Disability Policy ("STD Policy"). I agree that, among other circumstances, an overpayment will arise to the extent I received benefits from the STD Policy that are: (1) either later determined to be payable to me under a Workers' Compensation law, an Occupational Disease law, Social Security laws, another similar law; or (2) paid pending the determination of a claim for STD Policy benefits which is ultimately denied. I authorize EDS to deduct any overpayment from my wages or any other benefits or payments that I may be eligible to receive, to the extent permissible by law.

I understand that EDS is relying on my statements and agreements herein as a condition of providing me with benefits under the STD Policy. I further understand that failure to reimburse EDS for overpayment of STD Policy benefits may result in disciplinary action, up to and including termination of my employment.

My signature below indicates my acceptance of	the terms of this Agreement.
Employee's printed name (first, middle, last)	Social Security Number
Employee's signature	Date -

Sign and return by mail or fax within 15 days of the date on the enclosed letter

**CIGNA Group Insurance EDS Short-Term Disability Team** Routing 212 12225 Greenville Ave. Suite 1000 Dallas, TX 75243 Fax: 860-731-3511



### File: Eligibility

ile Information -

imployee Information -

Policy/Coverage Information -

inrollment Information - AR -

inrollment Information - FMLA -

nrollment Information - LTD -

inrollment Information - STD -

overage Election Information - AR -

Coverage Election Information - FMLA -

overage Election Information - LTD -

overage Election Information - STD -

Eligibility Information

file Information

Company Name:

**ELECTRONIC DATA SYSTEMS** 

(EDS)

File Date:

05/04/2004

File User ID:

GWU10017

imployee Information

Employee:

**HESTAL LIPSCOMB** 

Address Type:

**HOME ADDRESS** 

Address Line 1:

3111 W. 2ND STREET

Address Line 2:

**1ST FLOOR** 

C''-/State/Zip/Zip-Ext:

WILMINGTON, DE 19805

ess Type:

**WORK ADDRESS** 

Address Line 1:

5400 LEGACY DRIVE

Address Line 2:

>ity/State/Zip/Zip-Ext: PLANO, TX 75024 3105

lient Location Code:

**EDS01** 

**IGNA Location ID:** 

0000024765

IGNA Work Structure ID:

0000005197

lome Phone:

York Phone: THE RESIDENCE MANY SERVE REDACTED

mployee#:

01071260

ate of Birth:

REDACTED

ender:

**FEMALE** 

anguage:

**ENGLISH** SINGLE

arital Status: x Filing State:

DE

ate of Death: andicap Indicator:

N

nployee ID Type:

SSN

ilary Mode:

ANNUAL

ırnings Mode Code:

ANNUAL

rnings Amount:

\$21,000.24

ork at Home Ind:

Ν

ward Ind:

ion Indicator:

N

N

Account Number:

SPO ID:

Div/Suffix:

SKO Cov Eff Date: 01/01/1901

nrollment Information - STD

³roduct:

STD

Coverage Code:

STD

**Enrollment Effective Date:** 

01/01/2004

Enrollment Cancel Date: Employee Paid Thru Date:

**Account Number:** 

SRO ID:

RO Div/Suffix:

**3RO Cov Eff Date:** 

01/01/1901

overage Election Information - AR

roduct:

AR

Coverage Code:

**WCB** 

**3enefit Description:** 

AR (ABILITY RETURNS)

'rovision Eff Date:

01/01/1901

:lected Benefit %:

0

**:lected Benefit Count:** 

1

**:lected Benefit Amount:** 

0

Contribution %: Bected Effective Date:

01/01/2004

lected End Date:

Tax Indicator:

N

SML Coverage Code:

verage Election Information - FMLA

roduct:

FMLA

overage Code:

**FMLA** 

enefit Description:

**FMLA-DISABILITY** 

rovision Eff Date:

01/01/1901

lected Benefit %:

0

lected Benefit Count:

1

lected Benefit Amount:

0

ontribution %:

0

lected Effective Date:

01/01/2004

lected End Date:

ost Tax Indicator:

N

**RO/SML Coverage Code:** 

verage Election Information - LTD

roduct:

LTD

overage Code: enefit Description:

LTD

ovision Eff Date:

LTD CORE 01/01/1901

ected Benefit %:

7

ected Benefit Count:

· ·

ected Benefit Amount:

1

'bution %:

0

...ed Effective Date:

01/01/2004

ected End Date:

Task: Intake Start Date:  Details	04/20/2004	Due D	ate:	05/03/200
Requestor Name	TRACEY EADDY			100,031200
Employee Name	HESTAL LIPSCOMB	Phone	(302)454-7622	
Account Name	FLECTRONIS TO	Phone	(302)655-8973	Incident#
	ELECTRONIC DATA SYSTEM	IS (EDS) Claim Type		SS#-
	Requestor Information - Condi	nation - Employee Information - Ition Information - Medical Information	Employer Informati	on
Requestor Informa		- Medical Infor	mation - Information	from Employer
Format				
Received Date	After Hours 04/30/2004	E-Mail Fax Mail Tele	phonic Web	
Role	Employer		1100	
First Name	TRACEY			
Last Name	EADDY			
Phone Number	Type Other Phone			
Employee Information	on	e Number [	(302) 454-7622	Ext.
SSN	S - Social Security	Number REDACT	'En	
Employee ID Number	MZ8S22	Number		
Date of Birth		<u> </u>		
Prefix Name	REDACTE	Age  40		
irst Name	HESTAL			
fiddle Initial				
ast Name	LIPSCOMB			
uffix Name				
ome Address	Added			
ldress Line 1	3111 W. 2ND STREE	.T		
ldress Line 2	1ST FLOOR		•	
Code	19805	•		
у	WILMINGTON			
ate/Province	DELAWARE			
untry	United States			
	Tuna			
one Number 1	Type Home	Number Number	Ex	• .
ne Number 2	Work	(302) 655-8973		
ne Number 3	TOTA	(302) 454-7622		
ne Number 4			·	
ail Address	·			
der				-

enza: Task

Is Condition Related to Work Activities? Claim Type	No		a v
Illness/Injury Information			•
Date Accident Happened or Symptoms first Appeared	03/01/2004		
Past/Recurrent Condition? Other Medical Conditions:	Yes	.*	
		- <del>-</del>	
Did Condition Result in Death?			
Time of Injury			
Body Section			
Side			
Body Part			
Nature of Injury			-
Cause of Incident			_
Place of Illness/Injury	Auto Home Other		
State Accident Occured In	1		
Describe What Happened:			
Place Description			-
Address Line 1			
Address Line 2	· · · · · · · · · · · · · · · · · · ·		
City			
State/Province			
Country	United States		
Witness Information	,		,
Were There Witnesses?	Company of the second s		
Medical Information	I	-	1
Hospital or Clinic?	No		
Surgery Information	•		3
Surgery Scheduled or Performed?	Yes		
Date of Surgery	04/29/2004		
Type of Surgery			
Provider Information	ı		1
First Name	JOHNATHAN		
Last Name	KRAUT		
Address Line 1	501 W. 14TH ST.		
Address Line 2	001 W. 14111 O.L.		
Zip Code	19801		
City	10001		
· •			

5/4/2004